

Rico: December 27, 2011 Request for Information Duffy, William to: Amelia Piggott, Carol Pokorny

Cc: "Martin, Jean A", "Ferries, Marcus"

01/13/2012 05:21 PM

From:

"Duffy, William" <Wiliiam.Duffy@dgslaw.com>

To:

Amelia Piggott/R8/USEPA/US@EPA, Carol Pokorny/R8/USEPA/US@EPA

Co:

"Martin, Jean A" <jean.martin@bp.com>, "Ferries, Marcus" <Marcus.Ferries@bp.com>

History:

This message has been replied to.

Amelia - Among the reasons supporting Atlantic Richfield's request for an extended period of time in which to respond to EPA's 104(e) Request are:

- 1. The subject matter of the request seeks information for all sites for which there are financial assurance requirements for multiple years. The information sought by EPA is not maintained in a single location, nor is the information sought organized the manner requested by EPA in the normal course of business. Thus, responsive documents must be collected from multiple repositories in the company for review and summary. This poses a manpower and resources demand on involved personnel above and beyond their normal job responsibilities.
- 2. The subject matter is not limited to Atlantic Richfield; information is sought related to financial relationships between Atlantic Richfield, Atlantic Richfield parent and affiliate corporations. Without waiver of any legal objections Atlantic Richfield may assert as to the scope and content of the request, substantial time and effort are required for coordination among the different operating companies to review and prepare a response to EPA's request.

I trust my explanation responds to your request. Have a good weekend.

Bill Duffy Davis Graham & Stubbs 1550 Seventeenth Street, Suite 500 Denver, CO 80202 (303) 892-7372 (direct)

----Original Message----

From: Amelia Piggott [mailto:Piggott.Amelia@epamail.epa.gov]

Sent: Friday, January 13, 2012 11:55 AM

To: Duffy, William Cc: Carol Pokorny

Subject: Re: Rico: December 27, 2011 Request for Information

Bill,

Thanks for the confirmation email. As you state, EPA agrees to a March 30, 2012 deadline, with the understanding that Atlantic Richfield will provide documents, if available, before that time. In order to close my administrative loop justifying the extension, please send a breakdown of reasons why it is necessary- e.g. the manpower Atlantic Richfield will need to find responsive documents, and the extent and process of the search for responsive information. A formal letter is unnecessary; an email will suffice.

Thanks,

Amelia Piggott Enforcement Attorney U.S. Environmental Protection Agency Region 8 303.312.6410

From:

"Duffy, William" <William.Duffy@dgslaw.com>

To:

Amelia Piggott/R8/USEPA/US@EPA

Cc:

"'Martin, Jean A'" <jean.martin@bp.com>, "Ferries, Marcus"

<Marcus.Ferries@bp.com>

Date:

01/13/2012 11:48 AM

Subject:

Rico: December 27, 2011 Request for Information

Amelia - this email will confirm our discussion today related to the CERCLA 104(e) Request directed to Atlantic Richfield Company for the Rico-Argentine Superfund Site. Per our discussion, my clients estimate and I verbally requested an extension of 90 days in which to gather the materials and prepare a written response to the questions posed by EPA's Request.

This confirms our agreement that the response deadline is extended through March 30, 2012, with the understanding that Atlantic Richfield would submit responsive materials, if available prior to that date. Thank you for granting the extension through March 30, 2012.

Bill

William Duffy Partner

303.892.7372

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